FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.706 OF 2006

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.S.P. Munghate for the Petitioner.

Mr.S.S.Tatkare, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 5/4/2006.

P.C.

1. This is a petition for transfer of the case from 4th Adhoc Addl. Sessions Judge, Kolhapur to any other court. It appears that the charge was framed by another Additional Sessions Judge and the matter was transferred to the 4th Adhoc Addl. Sessions Judge, Kolhapur due to administrative reasons. The impugned order dated 13.3.2006 which was passed upon an application for adjournment indicates that the court had fixed a programme for 3 to 4 days for conducting the trial and accordingly witness summons had been

issued to number of witnesses. Several witnesses were present in the court and at that stage application for adjournment was made by the petitioner on the ground that two advocates already engaged by him were required to be changed by him. The court has granted adjournment subject to payment of costs of Rs.7500/- as the witnesses were called from Kolhapur and 25 witnesses have been summoned from Kolhapur. The petitioner accordingly deposited Rs.3000/- and the court also granted time for depositing the remaining amount. The balance amount was also deposited by the petitioner in the trial court. It is contended that Sessions Court has rejected the transfer application and therefore, applicant apprehends that he will not get justice. In my view, the apprehension is misfounded. There is nothing to indicate that the court is in any way biased against the applicant. Hence, application is rejected.

(R. S. MOHITE, J.)